

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In re	§	
	§	CC Docket No. 96-45
Cedar Valley Communications, Inc.	§	
	§	
	§	
Petition for Waiver of	§	
47 CFR §§ 54.307(d), 54.314(a), and	§	
54.904(d)	§	

**CEDAR VALLEY COMMUNICATIONS, INC.'S
MOTION FOR EXTENSION OF TIME**

COMES NOW Cedar Valley Communications, Inc. (herein “CVC” or “Cedar Valley”), pursuant to Sections 1.3¹ of the Commission’s Rules, and respectfully requests that the Commission grant a waiver to the extent necessary of Sections 54.307(3)(3), 54.314(a), 54.903(a), 36.612, and 36.611(h) to allow CVC to file its HCL Quarterly Line Count Report originally due on December 30, 2005 and ensure that CVC receives universal service funding.

1. Cedar Valley is a competitive local exchange carrier and eligible telecommunications carrier that has its primary place of business at 214 S. Palestine, St., Athens, TX 75751-2508.

2. Cedar Valley is currently operating under Chapter 11 Bankruptcy protection. Jason R. Searcy is the duly appointed Chapter 11 Trustee (herein the “Trustee”) for the bankruptcy estate of Cedar Valley Communications, Inc.

¹47 C.F.R. § 1.3

3. Cedar Valley was due to file on December 30, 2005 its HCL Quarterly Line Count Report with the Federal Communications Commission (herein the “Commission”).²

4. Cedar Valley believes that it has timely filed its HCL Quarterly Line Count Report. However, CVC is unable based on its own internal records to verify a timely filing. CVC believes that it filed timely by sending its HCL Quarterly Line Count Report to the Commission by registered certified mail.

5. On June 6, 2006, Cedar Valley filed by electronic filing with the Commission its HCL Quarterly Line Count Report originally due on December 30, 2005. This filing was made as a precautionary measure. This June 6, 2006 filing is attached to this Motion for Extension of Time in electronic format. Also, the email dated June 6, 2006 which the filing was attached to when sent is also attached to this Motion for Extension of Time.

6. Cedar Valley believes that it has no reasonable alternative but to request an extension of time in which to file its HCL Quarterly Line Report due to the fact that the deadline for doing so has already passed and that CVC is unable to verify by its internal records a timely filing despite its belief that such a filing was made. Granting such a waiver would be in the public interest because it would allow Cedar Valley to continue to service customers in its rural service area while at the same time completing reorganization under the provisions of Chapter 11 of the Bankruptcy Code. Not granting the application for extension of time would frustrate the purpose of the rules by making it

²47 C.F.R. §54.307(c)(3)

more difficult for CVC to provide quality services at quality rates that are just, reasonable, and affordable.³

7. Cedar Valley respectfully asks the Commission for an extension of time in which to file CVC's HCL Quarterly Line Count Report originally due on December 30, 2005. No extension is needed if such filing was already timely received by the Commission prior to December 30, 2005. If timely filing was not received, then Cedar Valley respectfully asks the Commission for an extension of time in an amount sufficient to allow Cedar Valley's filing to be considered timely.

WHEREFORE, PREMISES CONSIDERED, Cedar Valley respectfully asks the Commission to accept its Motion for Extension of Time to file its HCL Quarterly Line Count due December 30, 2005, and to allow an extension of time sufficient to allow Cedar Valley's filing to be considered timely.

Respectfully submitted:
JASON R. SEARCY, P.C.

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³47 U.S.C. 254(b)(1) and 47 C.F.R. §54.1(b)